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February 6, 2006

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Federal Communications Commission
Office of Secretary

BY HAND DELIVERY

Ms. Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: EB Docket No. 06-36 / EB-06-TC-060: Certification of CPNI Filing
February 3, 2006

Dear Ms. Dortch:

XO Communications, Inc., through counsel, respectfully submits the enclosed Customer Proprietary Network Information Certification for filing in EB Docket No. 06-36 and EB-06-TC-060. If you have any questions regarding this filing, please contact the undersigned at (202) 887-1234.

Sincerely,



Jennifer M. Kashatus

Enclosure

cc: Byron McCoy, Telecommunications Consumers Division,
Enforcement Bureau, FCC

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List A B C D E

XO Communications



11111 Sunset Hills Road
Reston, VA 20190
USA

I, Heather B. Gold, Senior Vice President – Government Relations of XO Communications, Inc. ["XO"] have firsthand knowledge of the procedures that XO and its operating affiliates have implemented to comply with the Federal Communications Commission's rules pertaining to safeguarding customer proprietary network information ("CPNI"). I certify that XO and its affiliates have established procedures that are adequate to comply with the Commission's CPNI rules set forth in section 64.2001 et seq. I relied on Attachment A in making this certification.

Heather B. Gold

Signature

SVP Government Relations

Title

02/03/2006

Date

**CPNI Use
XO Communications, Inc.
(EB Docket No. 06-36)**

- We use, disclose or permit access to CPNI to provide or market service offerings among the categories of service – local, interexchange and enhanced services – to which the Customer already subscribes.
- Without Customer approval, we do not use, disclose or permit access to CPNI to provide or market service offerings within a category of service to which the Customer does not already subscribe, except as permitted by FCC rules (e.g., provide inside wiring installation, maintenance and repair services, etc).
- We do not use, disclose or permit access to CPNI to identify or track Customers that call competing service providers. For example, as a local exchange carrier, we do not use local service CPNI to track Customers that call local service competitors.

CPNI Approvals

- When Customer approval to use, disclose or permit access to Customer CPNI is desired, we obtain approval through written or oral methods (however, we only utilize the oral authorization to obtain limited, one-time use of CPNI for inbound and outbound customer telephone contacts, such CPNI authority, if granted, lasts only for the duration of that specific call). We will honor a Customer's approval or disapproval until the Customer revokes or limits such approval or disapproval.
- Subject to FCC approval requirements, we use a Customer's individually identifiable CPNI to market communications-related services to that Customer. We do not disclose or allow access to Customers' individually identifiable CPNI to our joint ventures or contractors.

CPNI Notice Requirements

- We notify and inform our Customers of the right to restrict the use or disclosure of, and access to, CPNI along with a solicitation of approval, and we maintain records of that notification for at least one year.
- Our notifications provide information sufficient to enable our Customers to make informed decisions as to whether to permit the use or disclosure of, or access to, their CPNI. Our notifications do: (a) contain a statement that the Customer has a right, and we have a duty, under federal law, to protect the confidentiality of CPNI; and (b) specify the types of information that constitute CPNI and the specific entities that will receive CPNI, describe the purposes for which the CPNI may be used, and inform the Customer of the right to disapprove those uses and deny or withdraw access to CPNI use at any time. With regard to the latter, we indicate that any approval, or disapproval, will remain in effect until the Customer affirmatively revokes or limits such approval or denial.
- We advise the Customer of the precise steps the Customer must take in order to grant or deny access to CPNI, and we clearly state that a denial of approval will not affect the provision of any services to which the Customer subscribes.
- For "opt-out" approvals we wait at least 30 days after giving Customers notice and an opportunity to opt-out before assuming Customer approval to use, disclose, or permit access to CPNI. Customers are notified of the applicable waiting period in the "opt-out" notice that is sent. For electronic notifications, we recognize that the waiting period begins to run on the date the

notification is sent and, for mail notifications, the 30 days begins to run on the third day following the date the notification was mailed. XO does not solicit CPNI authority via e-mail.

- For “opt-out” approvals, we provide notices to our customers annually, and we make available to every customer various methods to opt-out that are of no additional cost to the Customer and is available 24 hours a day, seven days a week.

CPNI Safeguards

- We have implemented a system by which the status of a Customer’s CPNI approval can be clearly established prior to the use of the CPNI.
- We have trained our personnel as to when they are, and are not, authorized to use CPNI, and we have a disciplinary process in place to deal with employee failures.
- We have trained our employees that a record must be maintained for our sales and marketing campaigns that use Customers’ CPNI and have an appropriate document retention policy.
- XO uses outbound telemarketing in limited circumstances and customer CPNI is not used by XO’s outbound telemarketers.
- We have a corporate officer who acts as agent for the Company and is responsible for signing the compliance certificate stating that the officer has personal knowledge that the Company has established operating procedures adequate to ensure compliance with applicable CPNI rules.